

SIKKIM



GOVERNMENT

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GOVERNMENT OF SIKKIM
URBAN DEVELOPMENT DEPARTMENT
GANGTOK

No.08/UDD/2023

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NOTIFICATION

In exercise of the powers conferred by sub section (2) of Section 7 of the Sikkim Allotment of House Sites and Construction of Building (Regulation and Control) Act, 1985 (Act No: 11 of 1985), the State Government hereby makes the following regulations further to amend the Sikkim Building Construction Regulation, 1991, namely:-

**Short title,
extent
and
Commencement**

1. (1) These regulations may be called the Sikkim Building Construction (Amendment) Regulation, 2022.
- (2) They shall extend to the whole of Sikkim.
- (3) They shall come into force on the date of their publication in the Official Gazette.

**Amendment
of regulation
17.**

2. In the Sikkim Building Construction Regulation, 1991, (herein after referred to as the said regulations), in regulation 17, after sub-regulation (v), the following shall be inserted namely:-

"(vi) In case of building coming up in the periphery and proximity of the important Government establishments, the height shall be as recommended by the concerned authority or department consultation with the agency or department dealing with security matters irrespective of the approval given if any, to the Blue Print Plan".

**Insertion of
Regulation
35 (A)**

3. In the said regulation, after regulation 35, the following shall be inserted namely:

"35 (A) No construction of any structure shall be permitted in any sinking area, landslide prone area or any areas having scars of old landslide or any slope of 73 degree or above or in any land which may not be suitable for carrying out any type of building construction:

Provided that the Government may allow such construction as and when it is satisfied that the land has regained its stability and is fit for carrying out building construction, based on the recommendation of Mines and Geology Department or any other technical agency notified by the Government."

Secretary
Urban Development Department
(File No. T(2093) UDD/TP/E/2022)